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Attorneys for Defendant County of Alameda

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

WILLIAM J. WHITSITT

Case No.: C08-01803-VRW

Plaintiff,

vs.

DEPUTY SHERIFF JEAN ZEDLITZ, BADGE  
#1625; R. LANCE & SON TOWING STORAGE  
AGENCY; CITY OF DUBLIN; COUNTY OF  
ALAMEDA; CREDIT REGULATING  
SERVICES; 10 UNNAMED DEFENDANTS

DEFENDANTS' REQUEST FOR  
RELIEF FROM AUTOMATIC  
REFERRAL TO ALTERNATIVE  
DISPUTE RESOLUTION  
(28 U.S.C. §§ 651, 654)

Defendants.

Defendants, DEPUTY SHERIFF JEAN ZEDLITZ, BADGE #1625; CITY OF DUBLIN;  
COUNTY OF ALAMEDA ("COUNTY DEFENDANTS,") have considered and move for relief  
from automatic referral to the Alternative Dispute Resolution ("ADR") program. This motion is  
made pursuant to the right to withhold consent enumerated in ND LR 2-3(c) and 28 U.S.C. §§  
651(b), 654. This motion is timely made, pursuant to ND ADR LR 4-2(c)(1), as COUNTY  
DEFENDANTS have not yet appeared in the action.

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1 Opposition is based on COUNTY DEFENDANTS' belief that this is a "no liability" matter,  
2 which is inappropriate for ADR processes. COUNTY DEFENDANTS request continued case  
3 management by a United States District Judge.  
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5 DATED: July 17, 2008

RICHARD E. WINNIE  
County Counsel in and for the County of  
Alameda, State of California

8 By   
9 DIANE C. GRAYDON  
10 Deputy County Counsel  
11 Attorneys for Defendants  
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DECLARATION OF SERVICE

William J. Whitsitt v. Deputy Sheriff Jean Zedlitz, et al.

Case No. C08-01803 VRW

I, Sandra Walker, declare that:

I am a citizen of the United States, over the age of 18 years and not a party to the within entitled action. I am employed at the Office of the County Counsel, County of Alameda, 1221 Oak Street, Suite 450, Oakland, California 94612-4296.

On July 18, 2008, I served the following document:

**DEFENDANTS' REQUEST FOR RELIEF FROM AUTOMATIC REFERRAL TO  
ALTERNATIVE DISPUTE RESOLUTION  
(28 U.S.C. §§ 651, 654)**

on the following parties:

William J. Whitsitt  
335 W. Clover Road  
Tracy, CA 95376

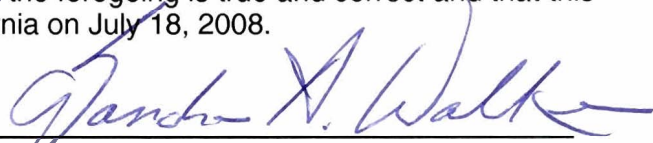
☒ BY MAIL: I caused true and correct copies of the above document(s) to be placed and sealed in an envelope (or envelopes) addressed to the addressee(s) with postage thereon fully prepaid, and I further caused said envelope(s) to be placed in the United States mail, in the City of Oakland, California.

☐ BY FACSIMILE: I caused a copy (or copies) of such document(s) to be sent via facsimile transmission to the office(s) of the addressee(s).

☐ BY PERSONAL SERVICE: I caused true and correct copy (or copies) of the above document(s) to be placed and sealed in an envelope (or envelopes) addressed to the addressee(s) and I caused such envelope(s) to be delivered by hand on the office(s) of the addressee(s).

☐ BY FEDERAL EXPRESS: I caused true and correct copy (or copies) of the above document(s) to be placed and sealed in an envelope (or envelopes) addressed to the addressee(s) and I caused such envelope(s) to be delivered to Federal Express for overnight courier service to the office(s) of the addressee(s).

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed at Oakland, California on July 18, 2008.

  
SANDRA A. WALKER